

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF TEXAS

TRI-CON, INC. and STARR SURPLUS
LINES INSURANCE COMPANY,

Plaintiffs,

versus

UNION PACIFIC RAILROAD
COMPANY,

Defendant.

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CIVIL ACTION NO. 1:20-CV-535

**ORDER ADOPTING
THE MAGISTRATE JUDGE’S REPORT AND RECOMMENDATION**

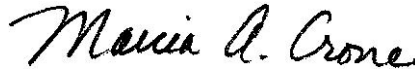
The court referred this matter to the Honorable Christine L. Stetson, United States Magistrate Judge, for consideration pursuant to the applicable laws and orders of this court. On July 12, 2023, the magistrate judge entered a Report and Recommendation (#93) in which she recommended granting Plaintiff Starr Surplus Insurance Company's ("Starr") Unopposed Motion to Dismiss (#92) pursuant to the settlement reached between Starr and Defendant. To date, the parties have not filed objections to the report.¹

The court received and considered the Report and Recommendation of the United States Magistrate Judge pursuant to such referral, along with the record, pleadings and all available evidence. After careful review, the court finds that the findings of fact and conclusions of law of the United States Magistrate Judge are correct.

¹ The objection period for the Report and Recommendation was shorted to five days in light of upcoming hearings and the nature of the motion.

Accordingly, the Report and Recommendation of the United States Magistrate Judge (#93) is **ADOPTED**. Plaintiff Starr's claims against Defendant are **DISMISSED WITH PREJUDICE**.

SIGNED at Beaumont, Texas, this 28th day of July, 2023.

A handwritten signature in black ink, reading "Marcia A. Crone", is positioned above a horizontal line.

MARCIA A. CRONE
UNITED STATES DISTRICT JUDGE